IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1845 OF 2006

Mr. Harish H. R. Kumbhani. ..Applicant.
Vs.
The State of Maharashtra. ..Respondent.

Mr. S.P.Kadam for the Applicant.
Mr. Y.S.Shinde, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 07/6/2006.

P.C.

1. This is an application for grant of bail. The applicant is shown as an accused in C.R.No.325 of 2004 registered by Juhu Police Station for offence U/s. 255,406,420,465,467,468,471 read with 34 of the I.P.C. In the said case the applicant was granted bail on merits. After filing of the charge-sheet on 7.2.2005, 21.2.2005, 29.6.2005 and 1.7.2005 the exemptions sought were not granted and the matter was committed to the Court of Sessions. The Sessions Court issued non bailable warrant, as a result of which the applicant was arrested on 8.2.2006 and since then the applicant is in jail for about four months. After hearing both the sides and taking into account that the applicant was granted bail on merits, I am inclined to grant bail to the applicant on more stringent conditions. In the circumstances, it is directed that pending trial the

applicant may be released on bail in the sum of Rs.40,000/- with one or two sureties to make up the said amount, subject to further condition that he files an undertaking to this court within one week from the date of his release to the effect that he will remain present on all the dates in the trial court and will not seek any exemption. The Advocate for the applicant after taking instructions from the relatives of the applicant states that the applicant is agreeable to the imposition of such a condition. It is made clear that if the undertaking is not filed within one week then bail granted by this order will stand cancelled and non bailable warrant will be issued against the applicant. Similarly if the applicant does not remain present in the trial court on each and every date then his bail will stand cancelled. With these directions, the present application is disposed of.

(R. S. MOHITE, J.)